

NOV 20 2006

Docket No.: MASIMO.376A

Page 1 of 2

Please Direct All Correspondence to Customer Number 20995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Massi E. Kiani, et al.
 App. No : 10/671,179
 Filed : September 25, 2003
 For : PARAMETER COMPENSATED
 PULSE OXIMETER
 Examiner : Etsub D. Berhanu
 Art Unit : 3768

CERTIFICATE OF FAX TRANSMISSION
PTO CENTRALIZED FAX

I hereby certify that this correspondence and all
 marked attachments, are being transmitted via
 facsimile to the USPTO centralized Fax No.
 (571) 273-8300 on the date shown below:

November 20, 2006

(Date)

John M. Grover, Reg. No. 42,610

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) AMENDMENT AND RESPONSE TO AUGUST 22, 2006 OFFICE ACTION in 10 pages.
- (X) TERMINAL DISCLAIMER UNDER 37 CFR § 1.321 in 2 pages.
- (X) An Information Disclosure Statement and PTO/SB/08 equivalent listing references for consideration in 6 pages:
- (X) Listing 134 references.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	19 - 20 = 0	1202 (\$50)	0 x 50 =	\$0
Excess Independent	5 - 3 = 2	1201 (\$200)	2 x 200 =	\$400
Information Disclosure Statement Fee	1.17(p)	1806 (\$180)		\$180
Terminal Disclaimer Fee		(\$130)		\$130
			TOTAL FEE DUE	\$710

(X) Charge \$710 to Deposit Account No. 11-1410.

Docket No.: MASIMO.376A


November 20, 2006

App. No.: 10/671,179

Page 2 of 2

Please Direct All Correspondence to Customer Number 20995

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



John M. Grover
Registration No. 42,610
Attorney of Record
Customer No. 20,995
(949) 760-0404

3124861:cy
111606

Knobbe Martens Olson & Bear LLP*Intellectual Property Law*

2040 Main Street
 Fourteenth Floor
 Irvine, CA 92614
 Tel 949-760-0404
 Fax 949-760-9502
 www.kmob.com

RECEIVED
 CENTRAL FAX CENTER

NOV 20 2006

Facsimile Transmittal Sheet

ORIGINAL WILL NOT FOLLOW

Confidentiality Notice:

The documents accompanying this facsimile transmission contain confidential information which may be legally privileged. The information is intended only for the use of the recipient named below. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original documents to us; and any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited.

TO: Examiner Etsub D. Berhanu
 USPTO FACSIMILE NO.: (571) 273-8300
 USPTO REFERENCE: Applicant: Massi E. Kiani, et al.
 Serial No.: 10/671,179
 Filed: September 25, 2003
 Title: PARAMETER COMPENSATED PULSE
 OXIMETER
 ATTORNEY: John M. Grover
 PHONE NO.: (949) 721-2923
 ATTORNEY DOCKET NO.: MASIMO.376A
 TOTAL PAGES: 21
 OPERATOR: Curtis Yeh
 DATE: November 20, 2006

IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.

Facsimile Operator Phone Number: (949) 760-0404

Direct Line to Machine: (949) 760-9502

MESSAGE: *Attached for filing in the above-referenced application are:*

- TRANSMITTAL LETTER IN 2 PAGES
- AMENDMENT AND RESPONSE TO AUGUST 22, 2006 OFFICE ACTION IN 10 PAGES
- TERMINAL DISCLAIMER UNDER 37 CFR §1.321 IN 2 PAGES
- INFORMATION DISCLOSURE STATEMENT AND PTO/SB/08 EQUIVALENT IN 6 PAGES

FAXPTO

3128275:cy
 111706

San Diego
 619-225-8550

San Francisco
 415-064-1114

Los Angeles
 310-551-3450

Riverside
 951-781-9231

San Luis Obispo
 805-547-5580